



**2013
BOROUGH OF DUMONT
ORDINANCE**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK	✓			
HAYES	✓			
RIQUELME	✓			
STYLIANOU				✓
ZAMECHANSKY	✓			
MAYOR KELLY				
TOTALS	5			1

Ordinance No.	1458
Date:	July 16, 2013
Page:	1 of 3
Subject:	Police Table of Organization
Purpose:	Revise and Amend
Dollar Amount:	
Prepared By:	Gregg Paster, Esq.

Offered by: Zamechansky
Seconded by: Brophy

Certified as a true copy of an Ordinance Adopted on 2nd Reading by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

**REVISING AND AMENDING CHAPTER 75; SECTION 2 OF THE DUMONT
BOROUGH CODE-POLICE DEPARTMENT: TABLE OF ORGANIZATION**

WHEREAS, the Governing Body has been requested by the Chief of Police to revise the police department table of organization in order to allow for future flexibility in deployment of patrol, detective and supervisory personnel; and

WHEREAS, the Governing Body now seeks to accommodate that request by revising and amending the current Composition of Department codified at Chapter 75 Section 2 of the Borough Code; and

WHEREAS, it is necessary to amend this section of Chapter 75 of the Borough Code setting the maximum authorized number of personnel at the various ranks and positions.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Borough of Dumont, that Chapter 75-Section 2 of the Borough Code, be and hereby is amended and revised to read as follows:

Section I: Purpose

There shall be a full time police department in the Borough of Dumont, County of Bergen. The official name of the police department shall be "Dumont Police Department". The Police Department shall preserve the public peace; protect life and property; detect, arrest and prosecute offenders of the laws of New Jersey and the ordinances of the Borough of Dumont; direct and control traffic; provide attendance and protection during emergencies; provide appearances in court; cooperate with all other law enforcement agencies; and provide training for the efficiency of its members and officers. (N.J.S.A. 40A:14-152).

Section II: Composition of Department

A. Department Positions

There is hereby created in and for the Borough of Dumont, a Police Department which shall consist of, not in excess of the following:

1. One (1) Chief of Police,
2. Two (2) Captains,
3. Four (4) Lieutenants,
4. Nine (9) Sergeants,
5. Twenty-two (22) Police Officers, and
6. Twenty Five (25) Police Reserves, each of whom shall be appointed as provided hereinafter, and each of whom shall be compensated as provided in the salary Ordinance of the Borough as made and provided from time to time;
7. Eight (8) civilian dispatchers; and
8. One (1) Police Records clerk.

The foregoing shall constitute the Table of Organization of the said police department of the Borough of Dumont. Reuter v. Borough of Fort Lee, 167 NJ 38(2001)

B. Mandatory Assignments

The following assignments shall be mandatory, unless the Chief of Police, upon annual review, deems said assignment to be no longer necessary:

One (1) Sergeant and two (2) police officers shall be assigned to the Detective Bureau at the discretion of the Chief of Police. Said Sergeant and two police officers shall continue to receive detective pay for the duration that they remain in their assignment.

One (1) police officer shall be assigned as a full time D.A.R.E. officer.

Section III: Severability

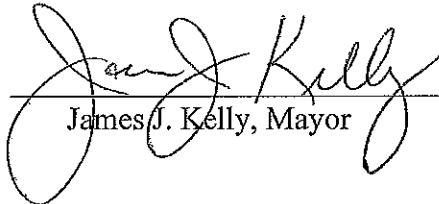
The provisions of this Ordinance are hereby declared to be severable. If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person, establishment or circumstances shall be held invalid, unconstitutional, void, or ineffective for any cause or reason, such invalidity shall not affect the other provisions or application of this Ordinance.

All ordinances or parts of ordinances inconsistent with any of the provisions of the Ordinance hereof are hereby repealed.

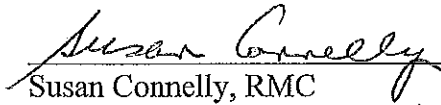
Section XV: Effective date

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

BOROUGH OF DUMONT


James J. Kelly, Mayor

ATTEST:


Susan Connelly, RMC
Municipal Clerk

Introduced: June 18, 2013

Adopted: July 16, 2013



**2013
BOROUGH OF DUMONT
ORDINANCE**

(Defeated)

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK		✓		
HAYES	✓			
RIQUELME		✓		
STYLIANOU				✓
ZAMECHANSKY		✓		
MAYOR KELLY				
TOTALS	2	3		1

Ordinance No. 1459
Date: July 16, 2013 (Previously tabled)
Page: 1 of 2
Subject: Salary Ordinance #1445
Purpose: Amendment
Dollar Amount: _____
Prepared By: Gregg Paster, Esq.

Offered by: _____
Seconded by: _____

Brophy
Hayes

Certified as a true copy of an Ordinance Introduced and Passed by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

**AN ORDINANCE OF THE BOROUGH OF DUMONT, COUNTY OF BERGEN,
STATE OF NEW JERSEY
AMENDING ORDINANCE #1445-2012 SALARY ORDINANCE**

WHEREAS, the Mayor and Council have concluded that part-time, elected officials should be considered volunteers, and excluded from compensation under the Borough Salary Ordinance; and

WHEREAS, the current Salary Ordinance #1445, adopted in 2012, provides for a salary range of the Mayor and Council of \$0-\$2,000 for Councilmembers and \$0-\$3,000 for Mayor; and

WHEREAS, it is necessary to amend the Salary Ordinance #1445 to eliminate the Mayor and Council stipends to reflect the consensus and belief of the Governing Body that its public service should be on a volunteer basis.

NOW THEREFORE, BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Dumont, in the County of Bergen and State of New Jersey, that Ordinance #1445, Salary Ordinance of 2012 shall be amended as hereinafter provided:

Salary Range for Mayor and Councilmember shall be eliminated from the Ordinance. No monetary compensation shall be made available for municipal elected officials within the Borough.

Invalidity. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

Severability. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Effective Date. This Ordinance shall take effect immediately upon final passage and publication pursuant to law.

BOROUGH OF DUMONT

James J. Kelly, Mayor

ATTEST:

Susan Connelly, RMC
Municipal Clerk

Introduced: July 16, 2013
Adopted: _____, 2013



**2013
BOROUGH OF DUMONT
ORDINANCE**

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK	✓			
HAYES	✓			
RIQUELME	✓			
STYLIANOU				✓
ZAMECHANSKY	✓			
MAYOR KELLY				
TOTALS	5			1

Ordinance No.	1460
Date:	July 16, 2013
Page:	1 of 8
Subject:	2013 Capital Projects
Purpose:	Authorization of Bond
Dollar Amount:	\$564,627.00
Prepared By:	Lisa Gorab, Esq.

Offered by: Carrick
Seconded by: Brophy

Certified as a true copy of an Ordinance Adopted on 2nd by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

BOND ORDINANCE PROVIDING FOR VARIOUS 2013 CAPITAL IMPROVEMENTS, BY AND IN THE BOROUGH OF DUMONT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY; APPROPRIATING \$564,627 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$537,690 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF

**BE IT ORDAINED AND ENACTED BY THE BOROUGH COUNCIL OF THE
BOROUGH OF DUMONT, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY**

(not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Dumont, in the County of Bergen, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$564,627, said sum being inclusive of the sum of \$26,937 as the aggregate amount of down payments for said improvements or purposes as required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payments are now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$564,627 appropriation not provided for by application hereunder of said aggregate down payments, negotiable bonds of the Borough are hereby authorized to be issued in the aggregate principal amount of \$537,690 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in an aggregate principal amount not exceeding \$537,690 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued are as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
i. Acquisition of turnout gear for the	\$50,000	\$47,610	\$2,390	10

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u> years
Fire Department; and				
ii. Acquisition of a dump truck body for the Department of Public Works; and	\$20,000	\$19,040	\$960	5 years
iii. Acquisition of a dump truck for the Department of Public Works; and	\$189,000	\$180,000	\$9,000	5 years
iv. Acquisition of a wheel loader for the Department of Public Works; and	\$155,000	\$147,610	\$7,390	5 years
v. Acquisition of a pickup truck for the Department of Public Works; and	\$35,000	\$33,330	\$1,670	5 years
vi. Acquisition of an aerator for the Department of Public Works; and	\$7,627	\$7,260	\$367	10 years
vii. Acquisition of a bus to transport senior citizens; and	\$68,000	\$64,760	\$3,240	10 years
viii. Acquisition of a communication system for the Ambulance Squad; and	\$10,000	\$9,520	\$480	7 years
ix. Acquisition of radar detectors for the Police Department; and	\$10,000	\$9,520	\$480	5 years
x. Acquisition of a license plate reader for the Police Department.	\$20,000	\$19,040	\$960	5 years
TOTALS	<u>\$564,627</u>	<u>\$537,690</u>	<u>\$26,937</u>	

(b) The above improvements and purposes set forth in Section 3(a) shall also include all work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto.

(c) The aggregate estimated maximum amount of bonds or notes to be issued for said purposes is \$537,690.

(d) The aggregate estimated cost of said improvements or purposes is \$564,627, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued

therefor being the aggregate amount of \$537,690, are the aggregate down payments for said purposes in the amount of \$26,937.

SECTION 4. In the event the United States of America, the State of New Jersey and/or the County of Bergen make a contribution or grant in aid to the Borough for the improvements and purposes authorized herein and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Bergen. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Bergen shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase

price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the office of the Clerk and is available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Borough may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 6.14 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate

thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$537,690 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$90,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes herein before described.

SECTION 8. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code


of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Borough for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Borough other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Borough for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$537,690. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under this ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING


DATED: June 18, 2013



SUSAN CONNELLY, RMC
Clerk of the Borough of Dumont

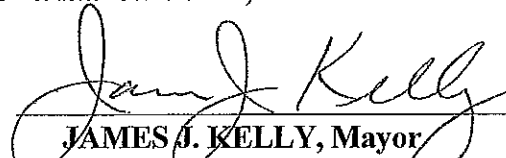
ADOPTED ON SECOND READING

DATED: July 16, 2013



SUSAN CONNELLY, RMC
Clerk of the Borough of Dumont

APPROVAL BY THE MAYOR ON THIS 16th DAY OF JULY, 2013.



JAMES J. KELLY, Mayor



2013
BOROUGH OF DUMONT
ORDINANCE

MEMBERS	AYE	NAY	ABSTAIN	ABSENT
BROPHY	✓			
CARRICK	✓			
HAYES	✓			
RIQUELME	✓			
STYLIANOU				✓
ZAMECHANSKY	✓			
MAYOR KELLY				
TOTALS	5			1

Ordinance No.	1462
Date:	July 16, 2013
Page:	1 of 2
Subject:	Chapter 21, Section 5
Purpose:	Amendment
Dollar Amount:	
Prepared By:	Gregg Paster, Esq.

Offered by:
Seconded by:

Brophy
Carrick

Certified as a true copy of an Ordinance Introduced and Passed by the Governing Body of the Borough of Dumont on the above date at a Public Meeting by:

Susan Connelly
Susan Connelly, RMC, Municipal Clerk
Borough of Dumont, Bergen County, New Jersey

(Amending Chapter 21 TRAFFIC AND PARKING of the Dumont Code)

An Ordinance of the Borough of Dumont, County of Bergen, State of New Jersey

Amending Chapter 21, Section 5 of the Borough of Dumont Code

WHEREAS, it has been reported to the Mayor and Council that Chapter 21, Section 5 as currently constituted should be amended, due to a hazard created by student and other parking around the Dumont High School vicinity during regular school hours; and

WHEREAS, it is the express purpose of this ordinance to regulate parking and generally to promote, preserve, and protect the peace, good order, comfort ,convenience, safety, and welfare of the citizens and inhabitants of the Borough.

THEREFORE, BE IT HEREBY ORDAINED by the Mayor and Council of the Borough of Dumont, in the County of Bergen and State of New Jersey, that Chapter 21, Section 5A TRAFFIC AND PARKING of the Borough of Dumont Code shall be amended as hereinafter provided:

No parking 7AM-4PM school days on the east side of Veterans Plaza from Roosevelt to Dixon, the north side of Dixon and on the south side of New Milford from the railroad tracks to Johnson Avenue. All pre-existing parking regulations not specifically addressed by this section shall remain in full force and effect.

Invalidity. If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

Severability. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Effective Date. This Ordinance shall take effect upon final passage and publication pursuant to law.

BOROUGH OF DUMONT

James J. Kelly, Mayor

ATTEST:

Susan Connelly, RMC
Municipal Clerk

Introduced: July 16, 2013

Adopted: _____, 2013